

REMARKS

Status of the Claims

The Office Action dated March 30, 2010 has been received and reviewed by the applicant. Claims 1, 3-5 and 8-11 are pending in the application. Claims 1, 3-5 and 8-11 stand rejected. Reconsideration is respectfully requested.

Claims 1, 3-5 and 8 stand rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. The claims are generally narrative and indefinite, failing to conform with current U.S. practice. In response, each of these claims are canceled and this rejection is now moot.


Claims 1, 3-5 and 8 stand rejected under 35 U.S.C. 112, second paragraph, as being incomplete for omitting essential steps, such omission amounting to a gap between the steps. See MPEP § 2172.01. In response, each of these claims are canceled and the rejection is now moot.

Claims 1, 3-5 and 8-11, as best understood, stand rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 5,421,463 (Okazaki et al.) (hereinafter "Okazaki") in view of U.S. Patent No. 6,102,393 (Kida et al.) (hereinafter "Kida"). In response, each of these claims are canceled and new claims 12 – 18 are added all of which are not taught or suggested by the cited prior art.

The Examiner is respectfully requested to withdraw the outstanding rejection and to pass the subject application to Allowance.

The Commissioner is hereby authorized to charge any fees in connection with this communication to Eastman Kodak Company Deposit Account No. 05-0225.

Respectfully submitted,


Attorney for Applicant(s)
Registration No. 36,390

Peyton C. Watkins/dlm
Rochester, NY 14650
Telephone: 585-477-8282
Facsimile: 585-477-4646

If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.